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## PETITION: SMALL CLAIMS CASE

CASE NUMBER (Court Use Only): 3250159 2015 JAN -6 PM 4:08Plaintiff(s): David E. MackAddress: 7720 McCallum Blvd. #2099

<u>Dallas</u>	<u>Texas</u>	<u>75252</u>	<u>972-735-9642</u>
City	State	Zip	Phone

VS.

Defendant(s): Midland Credit Management, Inc.Address: 8875 Aero Drive, Suite 200

<u>San Diego</u>	<u>CA</u>	<u>92123</u>	<u>800-825-8131</u>
City	State	Zip	Phone

 JUSTICE COURT  
 PCT. 3 PL. 2  
 COLLIN COUNTY, TEXAS  
 IN THE JUSTICE COURT

 JUSTICE OF THE PEACE  
 PRECINCT 3-2

COLLIN COUNTY, TEXAS

COMPLAINT: The basis for the claim which entitles the plaintiff to seek relief against the defendant is:

Plaintiff received a call on his wireless phone on January 9, 2013 at 11:26 AM from the Defendant who used ATDS capable equipment to call his wireless phone no. 682-560-1675 from 877-237-0512 without Plaintiff's express consent to do so in violation of 47 U.S.C. § 227 or Texas Business and Commerce Code Ann. § 305.053. Defendant failed to identify itself as a debt collector and the purpose of its call when it called in violation of 15 U.S.C. § 1692d and/or 1692d(6) and § 1692e(11).

RELIEF: Plaintiff seeks damages in the amount of \$ 2500, and/or return of personal property as described as follows (be specific): \_\_\_\_\_, which has a value of \$ \_\_\_\_\_. Additionally, plaintiff seeks the following: all costs of this action including but not limited to, any attorney's fees.

SERVICE OF CITATION: Service is requested on defendants by personal service at home or work or by alternative service as allowed by the Texas Justice Court Rules of Court. Other addresses where the defendant(s) may be served are:

Corporation Service Company d/b/a CSC - Lawyers Incorporating Service Company 211 E. 7th St.  
Austin, TX 78701

☐ If you wish to give your consent for the answer and any other motions or pleadings to be sent to your email address, please check this box, and provide your valid email address:

David E. Mack  
 Petitioner's Printed Name

David E. Mack  
 Signature of Plaintiff or Attorney

7720 McCallum Blvd. #2099  
 Address of Plaintiff or Attorney

<u>Dallas</u>	<u>Texas</u>	<u>75252</u>
City	State	Zip

972-735-9642

Phone Number/Fax Number

## Defendant's Information (If known):

Date of Birth: \_\_\_\_\_

Last 3 Numbers of Driver's License: \_\_\_\_\_

Last 3 Numbers of SSN: \_\_\_\_\_

Defendant's Phone Number: 800-825-8131